

**CITY COUNCIL
ATLANTA, GEORGIA**

12.4

13-R-3117

AN AMENDED RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO CONTRACT WITH MIDTOWN COMMUNITY IMPROVEMENT DISTRICT DOING BUSINESS AS MIDTOWN BUSINESS ASSOCIATION, INC., IN AN AMOUNT NOT TO EXCEED \$573,897.00 FOR ENGINEERING AND CONSTRUCTION SERVICES FOR CERTAIN HIGH-PRIORITY BICYCLE PROJECTS ON 5TH STREET, 10TH STREET, PEACHTREE STREET, AND WEST PEACHTREE STREET IN MIDTOWN; ALL WORK TO BE CHARGED TO AND PAID FROM THE FOLLOWING FUND, DEPARTMENT AND ACCOUNT NUMBERS 3503 (CAPITAL FINANCE FUND) 130308 (DPW TRANSPORTATION DESIGN) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE-CIP) 4270000 (TRAFFIC ENGINEERING) 110071 (BICYCLE ROUTE SIGN & MARKS) 1 350322037 22037 (REPURPOSED BOND PROCEEDS 2012); AND FOR OTHER PURPOSES.**

Review List:

Jeffrey Haymore	Completed	05/03/2013 12:53 PM
Information Technology	Skipped	05/14/2013 1:34 PM
Procurement	Completed	05/03/2013 6:06 PM
Adam Smith	Completed	05/03/2013 6:09 PM
James Shelby	Completed	05/06/2013 9:41 AM
Mayor's Office	Completed	05/06/2013 9:54 AM
Office of Research and Policy Analysis	Completed	05/07/2013 9:45 AM
City Utilities Committee	Completed	05/17/2013 6:23 PM
Atlanta City Council	Pending	
Atlanta City Council	Pending	

HISTORY:

05/14/13 City Utilities Committee FAVORABLE AS AMENDED

RESULT:	FAVORABLE AS AMENDED [6 TO 0]	Next: 5/20/2013 1:00 PM
MOVER:	Aaron Watson, Councilmember, Post 2 –at-Large	
AYES:	Wan, Shook, Archibong, Martin, Smith, Watson	
ABSTAIN:	Yolanda Adrean	

Certified by Presiding Officer	Certified by Clerk
<p style="text-align: center;">Mayor's Action</p> <p style="text-align: center;"><i>See Authentication Page Attachment</i></p>	

**RESOLUTION
BY CITY UTILITIES COMMITTEE
AMENDED BY CITY UTILITIES COMMITTEE**

AN AMENDED RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO CONTRACT WITH MIDTOWN COMMUNITY IMPROVEMENT DISTRICT DOING BUSINESS AS MIDTOWN BUSINESS ASSOCIATION, INC., IN AN AMOUNT NOT TO EXCEED \$573,897.00 FOR ENGINEERING AND CONSTRUCTION SERVICES FOR CERTAIN HIGH-PRIORITY BICYCLE PROJECTS ON 5TH STREET, 10TH STREET, PEACHTREE STREET, AND WEST PEACHTREE STREET IN MIDTOWN; ALL WORK TO BE CHARGED TO AND PAID FROM THE FOLLOWING FUND, DEPARTMENT AND ACCOUNT NUMBERS 3503 (CAPITAL FINANCE FUND) 130308 (DPW TRANSPORTATION DESIGN) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE-CIP) 4270000 (TRAFFIC ENGINEERING) 110071 (BICYCLE ROUTE SIGN & MARKS) 1 350322037 22037 (REPURPOSED BOND PROCEEDS 2012); AND FOR OTHER PURPOSES.**

WHEREAS, ARTICLE IX, SECTION VII of the 1983 Constitution of the State of Georgia authorizes the General Assembly by local law to provide for the creation of one or more community improvement districts by any county or municipality and the Georgia General Assembly enacted such a local law (1991 Ga. Laws 3653), entitled the “Atlanta Community Improvement District Act” (“Act”); and

WHEREAS, pursuant to said Act the City of Atlanta created the Midtown Community Improvement District (MCID) by Resolution 00-R-0317 (boundary expanded by Resolutions 01-R-0744; 03-R-0776; and 05-R-1001); and

WHEREAS, said City Council Resolution 00-R-0317 authorized the MCID to provide such services as the construction and maintenance of local, collector and arterial streets as shown on the City’s street classification map or as otherwise included in the City’s most recently adopted Comprehensive Development Plan, including curbs, sidewalks, street lights and devices to control the flow of traffic on local, collector and arterial streets; and

WHEREAS, the MCID is authorized to contract with the City pursuant to the constitutional and statutory authority above referenced; and

WHEREAS, the City of Atlanta has previously entered into agreements authorizing the MCID to undertake Quality of Life, Georgia Department of Transportation, and other infrastructure projects under a standardized agreement; and

WHEREAS, the City now wishes to undertake certain high-priority bicycle projects on 5th Street, 10th Street, Peachtree Street, and West Peachtree Street in Midtown Atlanta as more particularly described on Exhibit “A”; and

WHEREAS, the City and the MCID believe that a public partnership to complete the projects offer unique opportunities to significantly improve mobility in the midtown Atlanta area; and

WHEREAS, City Council Ordinance 12-O-1674 appropriated funding for design and construction of the projects; and

WHEREAS, the City desires to participate in the projects by providing funds to MCID for engineering and construction services in an amount not to exceed five hundred seventy three thousand eight hundred ninety-seven dollars and no cents (\$573,897.00); and

THE CITY COUNCIL OF THE CITY OF ATLANTA HEREBY RESOLVES that the Mayor, or his designee, on behalf of the City, is hereby authorized to provide funds in an amount not to exceed five hundred seventy three thousand eight hundred ninety-seven dollars and no cents (\$573,897.00) to the Midtown Business Association, Inc. doing business as Midtown Community Improvement District to be used toward the engineering and construction of a certain high-priority bicycle projects on 5th Street, 10th Street, Peachtree Street, and West Peachtree Street as substantially set forth in Exhibit "A".

AND FINALLY BE IT RESOLVED, that all contracted work will be charged to and paid from the following Fund, Department and Account Numbers 3503 (Capital Finance Fund) 130308 (DPW Transportation Design) 5414002 (Facilities other than Bldgs/Infrastructure-CIP) 4270000 (Traffic Engineering) 110071 (Bicycle Route Sign & Marks) 1** 350322037 22037 (Repurposed Bond Proceeds 2012) - \$573,897.00 .